

City of Willoughby Hills

Agenda

Regular Meeting of Council September 10, 2009

7:00 p.m. Regular Meeting of Council Called to Order

Pledge of Allegiance

Roll Call of Council

Members Present: Councilman David M. Fiebig, Councilman Frank A. Germano, President Kevin D. Malecek, Vice President David A. Reichelt, Councilman Raymond C. Somich, Councilman Christopher L. Biro, Councilwoman Nancy E. Fellows

Also Present: Mayor Robert M. Weger, Law Director Thomas G. Lobe, Finance Director Joseph G. Mirtel, City Engineer Richard Iafelice, Clerk of Council Victoria Ann Savage

**Disposition of the Journal Regular Council Meeting of June 25, 2009
Regular Council Meeting of July 9, 2009
Regular Council Meeting of July 23, 2009**

Correspondence

- Mayor Robert M. Weger to Council President Kevin Malecek and Council Clerk Victoria Savage, dated July 28, 2009 re: 2009 Heavy Trash Recycle Bids
- Mayor Robert Weger to Council President Kevin Malecek, Service Committee Chairman Nancy Fellows and Council Clerk Victoria Savage, dated July 28, 2009 re: Citywide Trash & Recycle Bid Summary
- **Email:** John T. Scott, Councilman for City of Solon to Members of Council, dated August 11, 2009 re: Membership in NOCCA
- Robert Kondrat to Mr. Chris Loxerman/General Health District, dated August 10, 2009 re: Sewer Connection as directed by the Mayor's Office to Council Clerk and Law Director
- Janeen Mullin, Finance Assistant to Mayor Weger and Council, dated August 18, 2009 re: Donations
- **Email:** Nancy Donovan Farina/Senior Administrative Officer/Cuyahoga County, dated August 20, 2009 re: Agenda for the August 26, 2009 Noise Abatement Meeting, Voluntary Noise Abatement Procedures, Noise Abatement Council Meeting Minutes of May 13, 2009/Draft of Joint Statement
- Richard Iafelice, City Engineer to Ohio Environmental Protection Agency – DEFA, dated August 21, 2009 re: City of Willoughby Hills/ECTW Area "C"/WPCLF Modified Loan Schedule
- Mayor's Monthly Statement for the month ending July 2009
- Mayor's Monthly Statement for the month ending August 2009
- Ohio Municipal League's 58th Annual Conference to be held September 30 – October 2, 2009
- Clerk of Council to Members of Council, Safety Director, Fire Chief, Police Chief, Building Commissioner and City Engineer, dated August 17, 2009 re: Notification of Impending Oil and Gas Exploration and Drilling Operations to take place within the City of Willoughby Hills
- City Engineer's Status Report for September 2009

Notifications

- Board of Building and Zoning Appeals Meeting of September 8, 2009
- Planning and Zoning Committee & Architectural Board of Review Meeting of August 6, 2009
- Service Committee Meeting of August 10, 2009
- Notification stating that there would not be a Board of Building and Zoning Appeals Meeting scheduled for August 11, 2009 for no appeals were received
- Notification stating that there would not be a Regular Council Meeting scheduled August 13, 2009 and advising that a Special Council Meeting had been called for Monday, August 24, 2009
- Planning and Zoning Committee & Architectural Board of Review Meeting of August 20, 2009
- Planning and Zoning Committee & Architectural Board of Review Meeting of September 3, 2009
- Rules and Legislation Committee Meeting of September 10, 2009
- Notification of Special Council Meeting called for August 24, 2009

Minutes

- Planning and Zoning Committee & Architectural Board of Review Meeting of July 2, 2009
- Planning and Zoning Committee & Architectural Board of Review Meeting of July 16, 2009
- Planning and Zoning Committee & Architectural Board of Review Meeting of August 6, 2009
- Service Committee Meeting Minutes of August 10, 2009 (as reported at the Special Council Meeting held August 24, 2009)

On File

- Copy of the notification sent to Greenridge Residents pertaining to the *Unauthorized Sewer Connection Awareness Program* being conducted by and through the Service Department
- Willoughby Hills V.F.W. Post 4358 News Letter, Volume 1, Issue 5
- Housing Research & Advocacy Center request for Donation
- Housing Research & Advocacy Center News for Summer 2009
- Cities & Villages for July/August 2009
- Newsletter: *City of Willoughby Hills, Summer/Fall 2009 Edition*

MAYOR'S REPORT – Robert M. Weger

LAW DIRECTOR'S REPORT – Thomas G. Lobe

FINANCE DIRECTOR'S REPORT – Joseph G. Mirtel

CITY ENGINEER'S REPORT – Richard J. Iafelice, P.E., P.S.

COMMITTEE REPORTS

FINANCE – Raymond C. Somich, Chair

Committee Members: Nancy E. Fellows, David A. Reichelt

PLANNING & ZONING – David A. Reichelt, Chair

Committee Members: David M. Fiebig, Frank A. Germano

RECREATION – David M. Fiebig, Chair

Committee Members: Christopher L. Biro, David A. Reichelt

RULES & LEGISLATION – Kevin D. Malecek, Chair

Committee Members: Frank A. Germano, David A. Reichelt

SAFETY – David A. Reichelt, Chair

Committee Members: Christopher L. Biro, David M. Fiebig

SERVICE – Nancy E. Fellows, Chair

Committee Members: Christopher L. Biro, Frank A. Germano

UTILITIES – Frank A. Germano, Chair

Committee Members: Nancy E. Fellows, Raymond C. Somich
PERSONNEL RELATIONS – Christopher L. Biro, Chair

Committee Members: Raymond C. Somich, Mayor Robert M. Weger
WORKING COMMITTEE OF COUNCIL – Kevin D. Malecek, President of Council

OTHER COUNCIL REPRESENTATIVE REPORTS

PUBLIC PORTION

Section 107.08 – Public Meetings of Municipal Bodies of the Codified Ordinances of the City of Willoughby Hills:
(a) All meetings of any municipal body are declared to be public meetings open to the public at all times. All meetings shall provide a reasonable opportunity to hear public opinion.

UNFINISHED BUSINESS

LEGISLATION

ORDINANCE NO. 2009-64 – THIRD READING

AN ORDINANCE CONSENTING TO AND APPROVING THE COURT ORDER AND JUDGMENT ENTRY OF THE COURT OF COMMON PLEAS OF LAKE COUNTY, OHIO IN THE CASE TITLED 9091, LLC, ET. AL. VS. CITY OF WILLOUGHBY HILLS, OHIO, CASE NO. 07CV0359, DATED OCTOBER 3, 2007.

ORDINANCE NO. 2009-66 – SECOND READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH THE WILLOUGHBY-EASTLAKE CITY SCHOOL DISTRICT FOR THE LEASING OF PROPERTY LOCATED AT 2705 RIVER ROAD, WILLOUGHBY HILLS, OHIO.

ORDINANCE NO. 2009-68

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF WILLOUGHBY HILLS TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION, DISTRICT 12 TO UPGRADE TRAFFIC SIGNALS AND INTERSECTION IMPROVEMENTS ALONG EUCLID-CHARDON ROAD (U.S.6) AND S.O.M. CENTER ROAD (S.R. 91) IN THE CITIES OF WILLOUGHBY HILLS AND WILLOUGHBY AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-69

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF WILLOUGHBY HILLS TO ENTER INTO AN AGREEMENT BY AND BETWEEN THE CITY OF WILLOUGHBY HILLS, THE OHIO DEPARTMENT OF TRANSPORTATION, DISTRICT 12 AND THE CITY OF WILLOUGHBY FOR THE PURPOSE OF INSTALLING AND MAINTAINING A CLOSED LOOP TRAFFIC SIGNAL SYSTEM ON STATE ROUTE (SR) 91) IN THE CITIES OF WILLOUGHBY HILLS AND WILLOUGHBY AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2009-70

AN ORDINANCE ACCEPTING A PERMANENT SANITARY SEWER EASEMENT TO INSTALL, CONSTRUCT, RECONSTRUCT, MAINTAIN, REPAIR, REPLACE, REBUILD, OPERATE, IMPROVE, USE, INSPECT, AND REMOVE SAID SANITARY SEWER AND ALL NECESSARY APPURTENANCES THERETO AS DESCRIBED IN EXHIBIT “A” FOR THE EUCLID CREEK TRIBUTARY WATERSHED AREA “C” SANITARY SEWER IMPROVEMENTS AND DECLARING AN EMERGENCY.

RESOLUTION NO. 2009-17

**A RESOLUTION SUPPORTING THE NORTHEAST OHIO GAS ACCOUNTABILITY PROJECT'S
(NEOGAP) SIX STEPS TO PUBLIC SAFETY AND DECLARING AN EMERGENCY.**

NEW BUSINESS

FOR THE GOOD OF THE ORDER

ADJOURNMENT